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*Attorneys for Plaintiff Alfred H. Siegel, as Trustee  
for the Circuit City Stores, Inc. Liquidating Trust*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

# IN RE OPTICAL DISK DRIVE ANTITRUST LITIGATION

Case No. 3:15-cv-03248 RS

Master File No. 3:10-md-2143 RS

This document relates to:

**STIPULATION AND [PROPOSED]  
ORDER REGARDING DEADLINE FOR  
OPPOSITION TO DEFENDANTS'  
MOTIONS TO DISMISS THE  
COMPLAINT**

Alfred H. Siegel, as Trustee for the Circuit  
City Stores, Inc. Liquidating Trust.

Plaintiff,

V.

Sony Corporation, et al.,

## Defendants.

1           WHEREAS, on July 13, 2015, plaintiff Alfred H. Siegel, in his capacity as Trustee for the  
 2 Circuit City Stores, Inc. Liquidating Trust (“Plaintiff”), filed his *Complaint for Damages* [Docket  
 3 No. 1] in the above-captioned action;

4           WHEREAS, on August 6, 2015, the Court entered the *Stipulation and Order Regarding*  
 5 *Service of Process and Deadlines to Respond to Complaint* [Docket No. 11], under which  
 6 defendants had ninety (90) days from the date of service of process to answer or otherwise respond  
 7 to the Complaint;

8           WHEREAS, on November 2, 2015, the Court entered the *Stipulation and Order Regarding*  
 9 *Deadline to Respond to Complaint* [Docket No. 16], which set a single date (November 13, 2015)  
 10 as the deadline for all defendants to answer or otherwise respond to the Complaint, and further  
 11 provided that Plaintiff’s opposition to any motions to dismiss that were filed would be due sixty  
 12 (60) days after the filing of such motions, with replies due thirty (30) days thereafter;

13           WHEREAS, on November 13, 2015, defendants filed motions to dismiss the Complaint  
 14 [Docket Nos. 17, 18, 19] (the “Motions to Dismiss”), with a specified hearing date of February 18,  
 15 2016, at 1:30 p.m.;

16           WHEREAS, Plaintiff’s opposition to the Motions to Dismiss is currently due on January  
 17 12, 2016, and defendants’ replies in further support of the Motions to Dismiss are currently due  
 18 February 11, 2016;

19           WHEREAS, Plaintiff has proposed to amend his Complaint, and the parties are discussing  
 20 whether defendants will consent to such amendment; and

21           WHEREAS, the parties have conferred and agree that, for purposes of judicial and party  
 22 efficiency, the deadline to oppose the Motions to Dismiss should be extended for two weeks so  
 23 that the parties may continue to confer regarding Plaintiff’s proposed First Amended Complaint.

24           NOW, THEREFORE, it is hereby STIPULATED and AGREED, subject to Court  
 25 approval, that:

26           1. Plaintiff’s opposition to the Motions to Dismiss [Docket Nos. 17, 18, 19] shall be  
 27 due on January 26, 2016.

1       2. Replies in further support of the Motions to Dismiss shall be due February 25,  
2 2016.

3       3. A hearing on the Motions to Dismiss shall be held on the earliest date that is  
4 convenient to the Court.

5       IT IS SO STIPULATED.

6       DATED: January 8, 2016

7       KLEE, TUCHIN, BOGDANOFF & STERN LLP

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9       /s/ Colleen M. Keating  
10       Colleen M. Keating

11       *Attorneys for Plaintiff Alfred H. Siegel, as Trustee for  
the Circuit City Stores, Inc. Liquidating Trust*

12       DATED: January 8, 2016

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26 America Information Systems, Inc., Toshiba Samsung  
27 Storage Technology Corp., and Toshiba Samsung  
28 Storage Technology Korea Corp.*

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10 DATED: January 8, 2016

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*Sony Electronics Inc.*, *Sony Corporation*, and *Sony  
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14 **ATTESTATION**

15 Pursuant to Local Rule 5-1(i)(3), I hereby attest that concurrence in the filing of this  
16 document has been obtained from each of the other signatories.

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28 /s/ Colleen M. Keating

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28 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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